

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

AARON VELARDE, et al.,

Plaintiffs,

V.

UNION CITY POLICE DEPARTMENT, et al.,

Defendants.

Case No. 13-cv-04011-JD

REVISED FINAL VERDICT FORM

The Court gives this revised final verdict form to the jury, following consultation with the parties and resolution of all conflicts.

IT IS SO ORDERED.

Dated: December 11, 2015


JAMES DONATO
United States District Judge

United States District Court
Northern District of California

Your answers must be unanimous:

Question No. 1: Section 1983 Excessive Force under the Fourth Amendment

Do you find by a preponderance of the evidence that one or more of the defendants violated Heide Velarde's Fourth Amendment rights by using unreasonable force against her?

Baumgartner YES NO

J. Martin YES NO

Question No. 2: Section 1983 Unlawful Arrest under the Fourth Amendment

Do you find by a preponderance of the evidence that one or more of the defendants violated Heide Velarde's Fourth Amendment rights by arresting her without probable cause?

Baumgartner YES NO

J. Martin YES NO

Question No. 3: State Law Assault

Do you find by a preponderance of the evidence that one or more of the defendants assaulted
Heide Velarde?

Baumgartner YES NO

J. Martin YES NO

Question No. 4: State Law Battery

Do you find by a preponderance of the evidence that one or more of the defendants battered Heide Velarde?

Baumgartner YES NO

J. Martin YES NO

Question No. 5: State Law False Arrest

Do you find by a preponderance of the evidence that one or more of the defendants wrongfully arrested Heide Velarde?

Baumgartner YES NO

J. Martin YES NO

Question No. 6: Damages

Answer this question only if you answered “yes” at least once in Question 1 through 5. What amount of damages has Heide Velarde proven by a preponderance of evidence that will fairly and reasonably compensate her for her injury?

\$

Question No. 7: Nominal Damages

Answer this question only if you answered “yes” at least once in Question 1 or 2 and you answered \$0.00 or no damages in Question 6. You must award Heide Velarde an amount of nominal damages not to exceed \$1.00. What amount of nominal damages do you award Heide Velarde?

\$

SPECIAL INTERROGATORIES

If you answered “yes” at least once in Question Number 1 or 2, you must answer each of these special interrogatories. Do not answer the interrogatories if you answered “no” in each part of Question 1 or 2.

Special Interrogatory 1:

Before Officer Baumgartner deployed his canine against Heide Velarde, was she kicking Officer J. Martin?

Yes No

Special Interrogatory 2:

Before Officer Baumgartner deployed his canine against Heide Velarde, had she bitten Officer J. Martin?

Yes _____ No _____

Special Interrogatory 3:

Before Officer Baumgartner deployed his canine against Heide Velarde, did she comply with Officer J. Martin's command to stop resisting?

Yes _____ No _____

Dated:

FOREPERSON